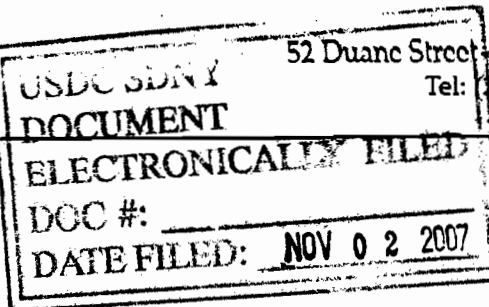


Federal Defenders OF NEW YORK, INC.



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Leonard F. Joy
Executive Director

Southern District of New York
John J. Byrnes
Attorney-in-Charge

November 1, 2007

by fax 212 805-0426

Honorable Laura T. Swain,
United States District Judge
Southern District of New York
New York, New York 10007

Re: United States v. Jose Uben
07 Cr.418(LTS)

Your Honor:

On the government's consent (by Parvin Moyne, Esq., AUSA, Tel. 637-2510) we respectfully ask that Mr. Uben's sentence now scheduled to be imposed November 16, 2007, be rescheduled for the middle of December as I need to be away from the office from November 2nd to the 19th and I need to prepare a written sentencing submission.

Since Mr. Uben's tentative and advisory sentencing guidelines range is 46-57 months, we believe that our client would not be prejudiced by the requested adjournment although it is our intention to urge Your Honor to sentence considerably below the above range.

Respectfully,

Roland Thau
Staff Attorney
Tel.: 212 417-9733

cc: Parvin Moyne, Esq., AUSA
By fax 212 637-2527

*The sentencing is adjourned to
December 17, 2007, at 11:30 AM,*

SO ORDERED.

faxed
Copies ~~mailed~~ to Deft Counsel
Chambers of Judge Swain 11-2-07

[Signature] 11/1/07
LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE